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FROM: James V. Costigan

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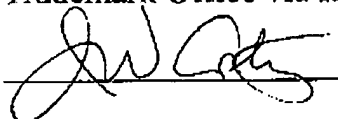
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I hereby certify that this correspondence (Renewed Petition Under
37CR§1.181 to Withdraw the Holding of Abandonment 3 pages) in regard to
Serial No. 10/565,338 is being facsimiled to the United States Patent and
Trademark Office via fax number (571) 273-8300 on the date shown below.



James V. Costigan
Registration No. 25,669

March 5, 2009

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In re Application of:

Gianpiero Mastinu et al.

Group Art Unit: 2855

Serial No.: 10/565,338

Examiner: Noori, Max H.

Filed: May 22, 2006

For: DEVICE AND METHOD FOR MEASURING FORCES AND MOMENTS

New York, NY 10036

March 5, 2009

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RENEWED PETITION TO REVIVE UNDER 37 CFR§1.181 TO WITHDRAW THE
HOLDING OF ABANDONMENT

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163-679

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
PATENT OPERATIONS

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RENEWED PETITION TO REVIVE UNDER 37 CFR §1.181 TO WITHDRAW THE
HOLDING OF ABANDONMENT

Sir:

It requested that the Decision on Petition mailed February 27, 2009 be reconsidered as the Office Action mailed May 16, 2008 was not received by the undersigned. In addition after a search of the records, including the file jacket of the case file, the incoming mail log and the docket book at Hedman & Costigan, P.C., the Office Action mailed May 16, 2008 has not been found and no record of receipt of the Office Action of May 16, 2009 at Hedman & Costigan, P.C. has been found. The copy of the Office Action of May 16, 2008 that is now in the file jacket of the above identified application that is kept at Hedman & Costigan, P.C. was obtained on or about January 12, 2009 when the Notice of Abandonment was received. The abandonment was discovered by the undersigned shortly after January 12, 2009 when a Notice of Abandonment was received from the Patent and Trademark Office. The Notice of Abandonment was mailed on January 9, 2009.

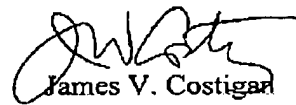
Hedman & Costigan, maintains a Logbook where all mail that is received from the Patent and Trademark Office is recorded as it is received. Authentic copies of the Logbook pages which show the receipt of mail for the PTO for the period starting from the day the Notice of Non-Compliant Amendment was mailed from the PTO on May 16, 2008 to May 30, 2008 were filed on January 21, 2009. There is no record in the Logbook of the receipt of the Notice of Non-Compliant Amendment that was mailed May 16, 2008. Also, copies of the Hedman & Costigan Docket Book pages from June 16, 2008 to June 30, 2008 which show that there was no due date recorded for a Notice of Non-Compliant Amendment for the above identified application have previously been submitted. The pages have been numbered 1-21 in connection with the preparation of this Petition. It is the procedure at Hedman & Costigan that all PTO mail is first handled by the clerical personnel who are assigned to maintain the Logbook and the Docket Book before transmitting the PTO mail to the Hedman & Costigan attorneys.

The file jacket of the case file also shows no indication that the Notice of Non-Compliant Amendment was received prior to the receipt of the Notice of Abandonment. The case file jacket is not used to record receipt of papers from the PTO as this is done in the mail Logbook and the Docket Book. The absence of a recorded entry in the Logbook of the receipt of the Notice of Non-Compliant Amendment from the PTO and the recording of a response date in the Docket Book is persuasive that the Notice of Non-Compliant Amendment was lost in the mails and was not received by the undersigned thus causing the abandonment of the above identified application.

For these reasons, it is requested that the above identified application be revived as a pending application. A copy of the responsive Amendment to the Notice of Non-Compliant Amendment was filed on January 21, 2009.

Authorization is given to charge to Deposit Account No. 08-1540 for any required fee.

Respectfully submitted,


James V. Costigan
Registration No.: 25,669

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